

**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF MISSISSIPPI**

**IN RE: DAREL WAYNE NICHOLSON
Debtor**

**CHAPTER 12
CASE NO. 20-10869-SDM**

**FIRST APPLICATION FOR ALLOWANCE OF COMPENSATION
AND REIMBURSEMENT OF NECESSARY EXPENSES
FOR THE LAW OFFICES OF CRAIG M. GENO, PLLC**

COMES NOW the Law Offices of Craig M. Geno, PLLC (the “Applicant”), and files this its *First Application for Allowance of Compensation and Reimbursement of Necessary Expenses for the Law Firm of Craig M. Geno, PLLC* (the “Application”), and in support thereof would show unto the Court the following, to-wit:

1. On February 27, 2020, the Debtor herein filed with this Court his original petition under Chapter 12 of the Bankruptcy Code.
2. On March 31, 2020, an Order [DK #19] approving the employment of the Applicant, as attorneys for the Debtor was entered by the Court.
3. The substantial services rendered to the Debtor and the expenses incurred by Applicant benefitted the estate. An Affidavit reflecting said legal services rendered and expenses incurred is attached hereto as **Exhibit “A”**. The Affidavit also certifies and represents to the Court that the services rendered to the Debtor were reasonable and necessary and that said services have actually been rendered. A detailed itemization of such services and expenses is attached as **Exhibit “B”** and incorporated by reference.
4. The fees and expenses charged and incurred represent reasonable and necessary fees and expenses that were required to be extended by Applicant to the Debtor in all matters which are anticipated to arise in the functioning of litigation matters, case administration and to protect and preserve all rights of the Debtor and the interests of creditors in furtherance of the counsel’s

obligations herein; and they represent normal and customary fees and expenses incurred and charged for representation of debtors in similar cases. The time, skill and experience utilized by counsel for the Debtor justify the approval of the Application.

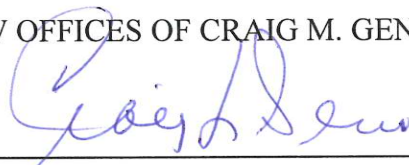
5. This is the Applicant's first request for allowance of compensation for professional services rendered in this proceeding. This request covers the period from November 15, 2019, to and including July 23, 2020, and is for the sum of \$9,435.01 (\$9,093.50 in fees and \$341.51 in expenses), less any retainer balance remaining.

WHEREFORE, PREMISES CONSIDERED, Applicant requests that this Court enter an Order awarding reasonable attorneys' fees for the professional services rendered herein and authorizing and directing the Debtor to pay said attorneys' fees and expenses. Applicant prays for general relief.

THIS, the 24th day of July, 2020.

Respectfully submitted,

LAW OFFICES OF CRAIG M. GENO, PLLC

By: 

Craig M. Geno

OF COUNSEL:

Craig M. Geno; MSB No. 4793
LAW OFFICES OF CRAIG M. GENO, PLLC
587 Highland Colony Parkway
Ridgeland, MS 39157
601-427-0048 - Telephone
601-427-0050 - Facsimile
cmgeno@cmgenolaw.com

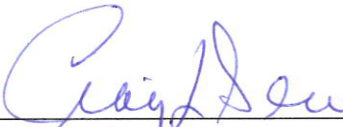
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CERTIFICATE OF SERVICE

I, Craig M. Geno, do hereby certify that I have caused to be served this date, via Notice of Electronic Filing, a true and correct copy of the above and foregoing instrument to the following:

Sammye S. Tharp, Esq.
Office of the United States Trustee
sammye.s.tharp@usdoj.gov

THIS the 24th day of July, 2020.



Craig M. Geno

**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF MISSISSIPPI**

**IN RE: DAREL WAYNE NICHOLSON
Debtor**

**CHAPTER 12
CASE NO. 20-10869-SDM**

EXHIBIT “A”

IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF MISSISSIPPI

IN RE: DAREL WAYNE NICHOLSON
Debtor

CHAPTER 12
CASE NO. 20-10869-SDM

AFFIDAVIT

PERSONALLY APPEARED BEFORE ME, the undersigned authority, in and for the jurisdiction aforesaid, Craig M. Geno, one of the attorneys for the Debtor, who after having been first by me duly sworn, stated on oath that this Affidavit is submitted in support of the First Application for Allowance of Compensation and Reimbursement of Necessary Expenses for the Law Offices of Craig M. Geno, PLLC (the "Application"), Debtor's counsel, that the statements which are attached to the Application as Exhibit "B" represent a detailed statement of reasonable fees and expenses. Affiant hereby makes application for payment of reasonable attorney's fees and necessary expenses.

Craig M. Geno

STATE OF MISSISSIPPI
COUNTY OF Hinds

SWORN TO AND SUBSCRIBED BEFORE ME, this the 24th day of July, 2020.



NOTARY PUBLIC

MY COMMISSION EXPIRES June 21, 2021

**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF MISSISSIPPI**

**IN RE: DAREL WAYNE NICHOLSON
Debtor**

**CHAPTER 12
CASE NO. 20-10869-SDM-JDW**

EXHIBIT “B”

Law Offices of Craig M. Geno, PLLC

587 Highland Colony Parkway
Ridgeland, MS-Mississippi 39157 USA

Ph:601-427-0048

Fax:601-427-0050

Darel Nicholson
32958 Highway 45 N
Nettleton, MS-Mississippi
38858-8322 USA

July 24, 2020

Attention:

File #: 319031

Inv #: 347388

RE: Chapter 12

DATE	DESCRIPTION	HOURS	AMOUNT	LAWYER
Nov-15-19	Telephone conference with Mr. Nicholson regarding initial background information for filing Chapter 11	0.25	93.75	CMG
Nov-17-19	Conference with Mr. and Mrs. Nicholson regarding Chapter 12 background, explanation of Chapter 12 and related filing information	1.65	618.75	CMG
Nov-27-19	Telephone conference with Tom Tucker regarding Pinnacle workout	0.20	75.00	CMG
Dec-05-19	Telephone conference with Mr. Nicholson regarding offer to Tom Tucker	0.20	75.00	CMG
	Dictation of letter to Tom Tucker regarding settlement offer to avoid Chapter 12: review and revision of same	0.25	93.75	CMG
	Assist CMG drafting letter to Tommy Tucker re Settlement Offer	0.10	18.50	KLC
Dec-16-19	Telephone conference with Mr. Nicholson regarding Sanders' offer, case filing considerations	0.25	93.75	CMG
	Assist CMG drafting Voluntary Petition and Matrix	0.25	46.25	KLC
Dec-20-19	Review memos to/from Katie Carter regarding voluntary petition and credit counseling	0.20	75.00	CMG

Dec-23-19	Review memos to/from Tommy Tucker regarding settlement offer	0.20	75.00	CMG
Jan-02-20	Assist CMG revising Matrix	0.10	18.50	KLC
Jan-16-20	Review and revision of initial papers	0.35	131.25	CMG
	Telephone conference with Mr. Nichols regarding collateral swap, divorce implications	0.25	93.75	CMG
Jan-17-20	Assist CMG setting up file and subfiles	0.30	55.50	KLC
Jan-29-20	Review letter from Tommy Tucker; review default pleadings	0.65	243.75	CMG
Feb-17-20	Assist CMG drafting letter to Darel Nicholson re Default Judgment	0.10	18.50	KLC
Feb-19-20	Telephone conference with Darel Nicholson regarding timing on filing	0.10	37.50	CMG
Feb-21-20	Review and revision of initial petition, Matrix	0.15	56.25	CMG
Feb-28-20	Review Order and Deficiency Notice regarding SOFA and Schedules	0.20	75.00	CMG
	Receipt and review of Notice of Deficiency; calendar deadline to file Attorney Disclosure Statement, Statement of SSN, Schedules, SOFA	0.10	18.50	KLC
Mar-02-20	Dictation of Rule 2016 (b) statement	0.10	37.50	CMG
	Dictation of Application to Employ, Order on Application to Employ; review and revision of same	0.55	206.25	CMG
	Assist CMG drafting Attorney Disclosure Statement, Application to Employ CMG, Certificate of Service and Order re same	0.20	37.00	KLC
Mar-03-20	Review Hearing Notice	0.20	75.00	CMG
	Review Order regarding Certificate of Service	0.10	37.50	CMG
	Receipt and review of hearing notice re Application to Employ CMG; calendar hearing	0.15	27.75	KLC

	date and objection deadline to trigger preparation of hearing folder			
	Receipt and review of Order to File Certificate of Service re hearing notice on Application to Employ CMG; calendar deadline to file certificate and notice out materials	0.15	27.75	KLC
Mar-04-20	Telephone conference with Mr. Nicholson regarding Schedules, values and SOFA questions	0.25	93.75	CMG
Mar-05-20	Assist CMG drafting Certificate of Service re Application to Employ CMG	0.10	18.50	KLC
Mar-07-20	Review Hearing Notice	0.20	75.00	CMG
	Review Order for Certificate of Service	0.10	37.50	CMG
Mar-09-20	Review Certificate of Service	0.10	37.50	CMG
	Review Hearing requirements	0.20	75.00	CMG
	Review FNBO Proof of Claim	0.25	93.75	CMG
	Review memo from Katie Carter regarding sale of equipment	0.35	131.25	CMG
	Meeting with Darel Nicholson re Schedules, SOFA	1.30	240.50	KLC
	Organize and supervise mailout of Application to Employ CMG	0.20	37.00	KLC
Mar-10-20	Review and revision of schedules, SOFA; conference with Katie Carter regarding Schedules, SOFA and ownership issues	1.00	375.00	CMG
	Assist CMG drafting and revising Schedules, SOFA	1.30	240.50	KLC
Mar-11-20	Final review and revision of Schedules; SOFA	0.45	168.75	CMG
	Assist CMG revising Schedules, SOFA	0.30	55.50	KLC
Mar-12-20	Review Bank of Okalona Notice	0.20	75.00	CMG
	Assist CMG drafting Amended Matrix	0.20	37.00	KLC

Mar-18-20	Review Notice from Bank of Okalona	0.20	75.00	CMG
Mar-20-20	Update/preparation of document management control (subfiles and pleadings)	0.60	111.00	SLP
Mar-27-20	Review Kubota Proofs of Claim	0.40	150.00	CMG
	Review file and Notice fee	0.10	37.50	CMG
Mar-30-20	Receipt and review of Notice of Meeting of Creditors; calendar various deadlines	0.15	27.75	KLC
Apr-01-20	Telephone conference with Mr. Nicholson regarding 341; terminated hearings	0.20	75.00	CMG
Apr-02-20	Review Chapter 12 Trustee form requests	0.20	75.00	CMG
	Review Notice of 341; deadlines	0.20	75.00	CMG
	Dictation of letter to client regarding 341, deadlines, form info to Chapter 12 Trustee	0.20	75.00	CMG
	Receipt and review of Letter from Ch. 12 Trustee Requesting Documents; calendar deadline to submit documents	0.10	18.50	KLC
	Assist CMG drafting letter to Darel Nicholson re MOC and letter from Trustee requesting documents	0.10	18.50	KLC
Apr-10-20	Assist CMG drafting letter to Harold Barkley sending requested documents	0.10	18.50	KLC
Apr-16-20	Review Proof of Claim and Amended Proof of Claim of Advance Acceptance	0.35	131.25	CMG
Apr-19-20	Update/preparation of document management control (subfiles and pleadings)	0.30	55.50	SLP
Apr-20-20	Review Advance Acceptance Proofs of Claim	0.35	131.25	CMG
Apr-22-20	Review file; Attended 341 meeting	0.85	318.75	CMG
Apr-27-20	Analyze and review Bank of Okalona Proof of Claim	0.75	281.25	CMG
	Dictation of letter to client seeking values and necessity of various items of equipment	0.30	112.50	CMG

	Assist CMG drafting letter to Darel Nicholson re Bank of Okolona Collateral	0.20	37.00	KLC
Apr-29-20	Review Pinnacle Proof of Claim	0.45	168.75	CMG
May-14-20	Review revised and updated equipment list	0.20	75.00	CMG
May-24-20	Dictation of motion for additional time to file Plan	0.40	150.00	CMG
	Dictation of Notice regarding Plan Motion	0.20	75.00	CMG
	Dictation of Certificate of Service regarding Notice regarding Plan Motion	0.15	56.25	CMG
May-26-20	Assist CMG drafting Motion for Additional Time to File Plan, Certificate of Service and Order re same	0.20	37.00	KLC
May-27-20	Dictation of Motion and Order regarding Plan filing; review and revision of same	0.75	281.25	CMG
	Dictation of letter to client regarding Monthly Operating Report	0.20	75.00	CMG
	Assist CMG drafting letter to Darel Nicholson re MORs	0.10	18.50	KLC
	Assist CMG revising Motion for Additional Time to File Plan	0.10	18.50	KLC
Jun-02-20	Receipt and review of Order on Motion for Additional Time to File Plan; calendar deadline and reminders to file Plan	0.10	18.50	KLC
Jul-04-20	Review John Deere unsecured Proof of Claim	0.25	93.75	CMG
Jul-13-20	Telephone conference with Mr. Nicholson regarding sale of back hoe	0.20	75.00	CMG
Jul-15-20	Review file, Schedules and SOFA	0.75	281.25	CMG
	Dictation of first draft of Plan	1.30	487.50	CMG
	Assist CMG revising Chapter 12 Plan	0.40	74.00	KLC
Jul-16-20	Review and revision of Plan	0.75	281.25	CMG

Jul-19-20	Review Order for Certificate of Service	0.10	37.50	CMG
	Review Hearing Notice	0.20	75.00	CMG
	Dictation of Certificate of Service regarding Plan	0.15	56.25	CMG
	Review Notice regarding telephonic hearing	0.20	75.00	CMG
Jul-20-20	Review Order on Certificate of Service	0.10	37.50	CMG
	Receipt and review of hearing notice re Chapter 12 Plan; calendar hearing date and objection deadline to trigger preparation of hearing folder	0.15	27.75	KLC
	Receipt and review of Order to File Certificate of Service re hearing notice on Chapter 12 Plan; calendar deadline to file certificate and notice out materials	0.15	27.75	KLC
Jul-23-20	Review file; review and revision of itemizations	0.35	131.25	CMG
	Dictation of Application for Compensation; review and revision of same	0.75	281.25	CMG
	Totals	28.10	<u>\$9,093.50</u>	

DISBURSEMENTS

Nov-15-19	Long distance	2.13
Nov-27-19	Long distance	3.00
Dec-05-19	Long distance	2.00
Dec-16-19	Long distance	3.13
Jan-16-20	Long distance	3.00
Feb-19-20	Long distance	2.00
Mar-09-20	Photocopies 27 pages @ .25/page	6.75
	Postage Mailout 5 @ .50	2.50
Mar-20-20	COURTS/USBC-MS-N	275.00
	COURTS/USBC-MS-N	31.00
Jul-21-20	Photocopies 32 pages @ .25/page	8.00
	Postage Mailout 5 @ .50	3.00
	Totals	<u>\$341.51</u>

Total Fee & Disbursements

\$9,435.01**SUMMARY BY TIMEKEEPER**

TIMEKEEPER	RATE	HOURS	AMOUNT
Craig M. Geno	\$375.00	20.50	\$7,687.50
Kathryn L. Carter	\$185.00	6.70	\$1,239.50
Sherry Lynn Purvis	\$185.00	0.90	\$166.50

TAX ID Number 45-4013160